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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Martin Debreczeny

Serial No.: 10/820,637

Filed: April 7, 2004

For: PHOTOPLETHYSMOGRAPHY
WITH A SPATIALLY
HOMOGENOUS MULTI-COLOR
SOURCE

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Group Art Unit: 3768

Confirmation No.: 8831

Examiner: Winakur, Eric Frank

Atty. Docket: TYHC:0041 / FLE
P0396R

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

CERTIFICATE OF TRANSMISSION OR MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office in accordance with 37 C.F.R. § 1.6(d), or is being transmitted via the Office electronic filing system in accordance with 37 C.F.R. § 1.6(a)(4), or is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

February 15, 2008

Date

MPA

Michael G. Fletcher

Sir:

**INFORMATION DISCLOSURE STATEMENT
PURSUANT TO 37 C.F.R. §§ 1.97(c) AND 1.98**

In compliance with the duty of disclosure under 37 C.F.R. § 1.56(a), it is respectfully requested that this Information Disclosure Statement be entered and that the listed references be considered by the Examiner and made of record. Applicants note that, due to recent amendments to 37 C.F.R. § 1.98(a), copies of the listed domestic references are no longer required to be submitted to the Examiner.

In accordance with 37 C.F.R. § 1.97, this Information Disclosure Statement is not to be construed as a representation that a search has been made, as an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b), or

as a representation that no other possibly material information, as defined in 37 C.F.R. § 1.56(b), exists.


Furthermore, the references listed on the attached PTO/SB/08 Form are not to be construed as an admission that these references qualify as prior art as to the above-referenced application or any related application. Rather, these references are being presented for the Examiner's consideration without prejudice to the right to demonstrate that any of these references do not qualify as prior art should the Examiner choose to apply any of these references.

The following information is listed on the attached PTO/SB/08A Form in accordance with 37 C.F.R. §1.98. Any explanation of non-English language documents contained in this Information Disclosure Statement is believed to constitute a concise explanation of the relevance of the listed reference as it is presently understood by the individual designated in § 1.56(c) most knowledgeable about the content of the listed reference, in accordance with 37 C.F.R. § 1.98(a)(3).

Attached hereto is a Certification as specified in § 1.97(e)(1). Because of this Certification, Applicants believe no fee is due for this Information Disclosure Statement. However, should any fee be due, the Commissioner is authorized to charge the requisite fee, and any additional fee which may be required, to Deposit Account No. 06-1315; Order No. TYHC:0041/FLE (P04396R).

Respectfully submitted,

Date: February 15, 2008



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Michael G. Fletcher

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CERTIFICATION PURSUANT TO 37 C.F.R. § 1.97(e)(1)

The undersigned hereby states that each item of information contained in the attached Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the attached Information Disclosure Statement.

Respectfully submitted,

Date: February 15, 2008

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